

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

|                               |   |                   |
|-------------------------------|---|-------------------|
| AB MAURI FOOD, INC., d/b/a    | ) |                   |
| Fleischmann's Yeast,          | ) |                   |
|                               | ) |                   |
| Plaintiff,                    | ) |                   |
|                               | ) |                   |
| vs.                           | ) | No. 4:07CV811-DJS |
|                               | ) |                   |
| JOHN HAROLD, TERRY STRANG and | ) |                   |
| BUSINESS LOGISTICS, INC.,     | ) |                   |
|                               | ) |                   |
| Defendants.                   | ) |                   |

JUDGMENT

Pursuant to the order entered herein this day,

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Counts I and II of plaintiff's petition are dismissed pursuant to Fed.R.Civ.P. 12(b)(6) for failure to state a claim upon which relief may be granted.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Counts III and IV of plaintiff's petitioner are dismissed without prejudice because the Court declines to exercise supplemental jurisdiction over them pursuant to 28 U.S.C. §1367(c)(3).

Dated this 27th day of March, 2008.

/s/Donald J. Stohr  
UNITED STATES DISTRICT JUDGE